

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF MASSACHUSETTS

NEW ENGLAND CENTRAL RAILROAD, INC.,  
Plaintiff,

v.

SPRINGFIELD TERMINAL RAILWAY  
COMPANY and BOSTON AND MAINE  
CORPORATION,  
Defendants

Civil Action No.: 04-30235-MAP

**PLAINTIFF'S ASSENTED TO MOTION TO CHANGE TIME  
OF MOTIONS HEARING SCHEDULED FOR JULY 19, 2005**

The plaintiff, New England Central Railroad, Inc., hereby moves, with the assent of the defendants, that it be allowed to change the hearing time on its *Motion to Dismiss*, (Docket No. 6); and *Motion to Dismiss Counts V through X of the Amended Complaint* and to *Refer Complaint to the Surface Transportation Board* (Docket 20), previously scheduled for July 19, 2005 at 2:30 PM to be changed to July 19, 2005 at 12:00 P.M.

Respectfully submitted,  
NEW ENGLAND CENTRAL RAILROAD, INC.,  
by its attorneys,

/s/ Michael B. Flynn

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Dated: June 28, 2005

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